

MESSAGE NO: 4293301 MESSAGE DATE: 10/20/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 79 FR 58729 FR CITE DATE: 09/30/2014

REFERENCE
MESSAGE #
(s):

CASE #(s): A-552-801

EFFECTIVE DATE: 09/30/2014 COURT CASE #:

PERIOD OF REVIEW: 08/01/2013 TO 07/31/2014

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instructions for certain frozen fish fillets from the Socialist Republic of Vietnam for the period 08/01/2013 through 07/31/2014 (A-552-801)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
2. Commerce has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise identified below except for the firms listed in paragraph 3. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraph 3 and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry.
3. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise exported by the listed firms entered, or withdrawn from warehouse, for consumption during the period 08/01/2013 through 07/31/2014.

Company: An Giang Fisheries Import and Export Joint Stock Company (aka Agifish or AnGiang Fisheries Import and Export)

Case number: A-552-801-001 or A-552-801-057

Company: QVD Dong Thap Food Co., Ltd. (aka Dong Thap)

Case number: A-552-801-009

Company: QVD Food Company, Ltd.

Case number: A-552-801-009

Company: Thuan Hung Co., Ltd. (aka THUFICO)

Case number: A-552-801-009

Company: East Sea Seafoods LLC (aka ESS)

Case number: A-552-801-014

Company: Cuu Long Fish Joint Stock Company (aka CL-Fish),

Case number: A-552-801-021 or A-552-801-056

Company: Thien Ma Seafood Co., Ltd. (aka THIMACO)

Case number: A-552-801-024 or A-552-801-059

Company: International Development & Investment Corporation (aka IDI)

Case number: A-552-801-025 or A-552-801-058

Company: Southern Fishery Industries Company, Ltd. (aka South Vina)

Case number: A-552-801-028

Company: Southern Fisheries Industries Company, Ltd. (aka South Vina)

Case number: A-552-801-028

Company: GODACO Seafood Joint Stock Company (aka GODACO)

Case number: A-552-801-030

Company: Thuan An Production Trading and Service Co., Ltd. (aka TAFISHCO)

Case number: A-552-801-032

Company: Thuan An Production Trading and Services Co., Ltd.

Case number: A-552-801-032

Company: Cantho Import-Export Joint Stock Company (aka CASEAMEX)

Case number: A-552-801-033

Company: Bien Dong Seafood Company Ltd., (aka Bien Dong Seafood)

Case number: A-552-801-034

Company: Quang Minh Seafood Co., Ltd.

Case number: A-552-801-035

Company: Dai Thanh Seafoods Company Limited (aka DATHACO)

Case number: A-552-801-036

Company: Fatifish Company Limited (aka FATIFISH)

Case number: A-552-801-037

Company: Hoang Long Seafood Processing Co., Ltd. (aka HLS)

Case number: A-552-801-038

Company: Golden Quality Seafood Corporation (aka GOLDEN QUALITY)

Case number: A-552-801-039

Company: An Giang Agriculture and Foods Import-Export Joint Stock Company (aka AFIEX)

Case number: A-552-801-040

Company: Anvifish Joint Stock Company (aka ANVIFISH)

Case number: A-552-801-041

Company: Anvifish Co., Ltd.

Case number: A-552-801-041

Company: Asia Commerce Fisheries Joint Stock Company (aka Acomfish JSC or Acomfish)

Case number: A-552-801-042

Company: Binh An Seafood Joint Stock Co.

Case number: A-552-801-043

Company: Cadovimex II Seafood Import-Export and Processing Joint Stock Company (aka CADOVIMEX II)

Case number: A-552-801-044

Company: Hiep Thanh Seafood Joint Stock Co.

Case number: A-552-801-045

Company: Hung Vuong Corporation

Case number: A-552-801-046

Company: Nam Viet Corporation (aka NAVICO)

Case number: A-552-801-047

Company: NTSF Seafoods Joint Stock Company (aka NTSF)

Case number: A-552-801-048

Company: Saigon-Mekong Fishery Co., Ltd. (aka SAMEFICO)

Case number: A-552-801-049

Company: Vinh Hoan Corporation (aka Vinh Hoan)

Case number: A-552-801-050

Company: Vinh Quang Fisheries Corporation (aka Vinh Quang)

Case number: A-552-801-051

Company: Thanh Hung Co., Ltd. (aka Thanh Hung Frozen Seafood Processing Import Export Co., Ltd. or Thanh Hung)

Case number: A-552-801-053

Entries may also have been made under A-552-801-000

Company: Nam Phuong Seafood Company Ltd. (aka NAFISHCO)

Case number: A-552-801-054

Entries may also have been made under A-552-801-000

Company: NTACO Corporation (aka NTACO)

Case number: A-552-801-055

Entries may also have been made under A-552-801-000

Company: Asia Pangasius Company Limited

Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Europe Joint Stock Company

Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Hung Vuong Joint Stock Company

Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Hung Vuong Mascato Company Limited

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Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Hung Vuong-Sa Dec Co. Ltd.

Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Hung Vuong-Vinh Long Co., Ltd.

Case number: A-552-801-057

Entries may also have been made under A-552-801-000

Company: Green Farms Seafood Joint Stock Company (aka Green Farms)

Case number: A-552-801-062

Entries may also have been made under A-552-801-000

Company: Hoa Phat Seafood Import-Export and Processing J.S.C. (aka HOPAFISH)

Case number: A-552-801-063

Entries may also have been made under A-552-801-000

Company: Seafood Joint Stock Company No. 4 - Branch Dong Tam Fisheries Processing Company (aka DOTASEAFOODCO)

Case number: A-552-801-064

Entries may also have been made under A-552-801-000

Company: To Chau Joint Stock Company (aka TOCHAU)

Case number: A-552-801-066

Entries may also have been made under A-552-801-000

Company: Viet Phu Foods and Fish Corporation (aka Viet Phu)

Case number: A-552-801-067

Entries may also have been made under A-552-801-000

Company: Basa Joint Stock Company

Case number: A-552-801-068

Entries may also have been made under A-552-801-000

Companies:

C.P. Vietnam Corporation

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Cafatex Corporation (aka CAFATEX)

Can Tho Import-Export Joint Stock Company

Hung Vuong Seafood Joint Stock Company

Ngoc Ha Co., Ltd. Food Processing and Trading

TG Fishery Holdings Corporation (aka TG)

Vinh Long Import-Export Company (aka Vinh Long or Imex Cuu Long)

Vinh Quang Fisheries Joint-Stock Company

Case number: No case numbers were in place for these companies during the period of review.

Entries may have been made under A-552-801-000.

CBP officers must also examine entries under A-552-801-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the exporters listed above.

4. There are no injunctions applicable to the entries covered by this instruction.

5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 08/2014 anniversary month (79 FR 58729, 09/30/2014). Unless instructed otherwise, for all other shipments of certain frozen fish fillets from the Socialist Republic of Vietnam you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement

prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OV:JB.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party